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December 26, 2023

The request is GRANTED. The hearing is adjourned to
January 10, 2024 at 2:00 p.m. SO ORDERED.

VIA EFILING

Hon. Jennifer L. Rochon, U.S.D.J.
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St.
New York, NY 10007-1312

Dated: January 2, 2024
New York, New York


JENNIFER L. ROCHON
United States District Judge

Re: U.S. Bank National Association, as Trustee for Morgan Stanley Bank of America Merrill Lynch Trust 2013-C10, Commercial Mortgage Pass-Through Certificates, Series 2013-C10 v. 262 East Fordham Realty LLC; USDC SDNY Civil Case No. 1:23-cv-06246 – STATUS UPDATE AND ADJOURNMENT REQUEST

Dear Judge Rochon:

Our office represents U.S. Bank National Association, as Trustee for Morgan Stanley Bank of America Merrill Lynch Trust 2013-C10, Commercial Mortgage Pass-Through Certificates, Series 2013-C10 (“Plaintiff”) in the referenced action (the “Action”).

We write first to apologize for not appearing on December 22, 2023 or requesting an adjournment prior to the conference. The undersigned erred in recording the date, mindlessly adding two weeks to the last date as had been the length of prior adjournments (even though the Court’s endorsement stated December 22, 2023).

However, we are pleased to report that the parties have reached final form of the settlement documents and they are in the process of being executed (full execution is awaiting parties’ return from vacation over the holiday period).

Accordingly, we anticipate that the parties shortly after the turn of the calendar year will be executing and delivering the settlement documents, which will include a stipulation containing terms and conditions of a voluntary dismissal without prejudice. Therefore, we respectfully request another short adjournment (and resolve to record the new adjourned date correctly).

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We thank the Court in advance for its consideration in this matter and for all courtesies shown.

Respectfully submitted,

/s/ Gary F. Eisenberg
Gary F. Eisenberg

Cc: Electronic service list